



**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Toshio INOUE et al.

Group Art Unit: 3748

Application No.: 10/829,192

Examiner: B. Tran

Filed: April 22, 2004

Docket No.: 112272.01

For: METHOD AND APPARATUS FOR CONTROLLING INTERNAL COMBUSTION  
ENGINE

**REQUEST FOR RECONSIDERATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the November 30, 2005 Office Action, reconsideration of the rejections is respectfully requested in light of the following remarks. Claims 1-21 are pending in this application.

The Office Action rejects claims 1-21 under the judicially created doctrine of double patenting over claims 1-14 of U.S. Patent No. 6,742,327 B2. Although Applicants disagree that claims 1-21 are unpatentable over claims 1-14 of U.S. Patent No. 6,742,327, a Terminal Disclaimer is filed to obviate the double patenting rejection. Accordingly, withdrawal of the double patenting rejection is respectfully requested.

The Office Action rejects claims 1-3, 6-13 and 16-21 under 35 U.S.C. §102(b) over Yamamoto et al. (U.S. Patent No. 6,293,095); and claims 1-21 under 35 U.S.C. §102(e) over Sugiura et al. (U.S. Patent No. 6,220,019). The rejections are respectfully traversed.